IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 5649 OF 2007

Mrs.Sheetal Vinay Pagare ....Petitioner
V/s
Mr.Vinay Madhukar Pagare ....Respondent.

Mandar Limaye, Adv. For the petitioner.

CORAM: A.P.DESHPANDE, J.
22/8/07

PC:

The present petitioner is the wife against whom the husband has filed a petition for divorce. By the present application/writ petition the petitioner is seeking transfer of divorce petition from the file of Presiding Officer of the Family Court No.3 by name A.G.Faraswani to any other Family Court for its trial and disposal. I am informed that the divorce petition has reached final stage and the matter is listed for final arguments on 27.8.07. Learned counsel for the petitioner has submitted that the petitioner has reasonable apprehension of bias and hence Presiding Officer should not try the divorce petition. The text of bias as laid down by the Supreme Court is that ` a right thinking person must perceive likelihood of bias' to dis-entitle the Presiding Officer from hearing the matter. Perused the petition so also the transfer application. No case of reasonable likelihood of bias is made out. Hence writ petition is dismissed.

22.8.07